

1
2
3
4
5
6
7
8
9
10 IN THE UNITED STATES BANKRUPTCY COURT
11 WESTERN DISTRICT OF WASHINGTON AT SEATTLE

12 In re
13
14 TIMOTHY DONALD EYMAN,

15 Debtor.

16 Case No.: 18-14536-MLB

17
18
19
20
21
22
23
24
25
26 ORDER (1) SUSTAINING OBJECTION TO
EXEMPTIONS IN BANK ACCOUNTS;
AND (2) CONTINUING REMAINING
OBJECTIONS TO EXEMPTIONS

THIS MATTER came before the Court upon the Trustee's Objection to Debtor's Exemptions ("Trustee's Initial Objection"), ECF Dkt. 432, the State of Washington's Objection to Debtor's Claimed Exemptions ("State's Initial Objection"), ECF Dkt. 438, the Trustee's Objection to Debtor's Exemptions in Bank Accounts ("Trustee's Supplemental Objection"), ECF Dkt. 456, and the State of Washington's Supplemental Objection to Debtor's Claimed Exemptions (State's Supplemental Objection"), ECF Dkt. 460 (collectively the "Objections"). The Court has considered the Trustee's and State's Initial Objection, the Trustee's and the State's Supplemental Objection, Defendant Timothy Donald Eyman's Response to the State of Washington & Trustee's Objection to Exemptions ("Response"), ECF Dkt. 465, the Reply to Responses Regarding State's

ORDER (1) SUSTAINING OBJECTION TO
EXEMPTIONS IN BANK ACCOUNTS; AND (2)
CONTINUING REMAINING OBJECTIONS TO
EXEMPTIONS - 1

Case 18-14536-MLB Doc 471 Filed 06/24/22 Ent. 06/24/22 13:31:02 Pg. 1 of 3

SCHWEET LINDE & COULSON, PLLC
575 S. MICHIGAN ST.
SEATTLE, WA 98108
P (206) 275-1010 F (206) 381-0101

1 Objections to Debtor's Claimed Exemptions, ECF Dkt. 468, the Trustee's Reply in Support of
2 Objection to Debtor's Exemptions, ECF Dkt. 469, and the records and files herein.

3 The Court conducted a hearing on the Objections on June 22, 2022 and heard argument
4 from Michael M. Sperry on behalf of the Trustee, Susan Edison on behalf of the State of
5 Washington, and Larry B. Feinstein on behalf of the Debtor at which the Court made and findings
6 of facts and conclusions of law which are incorporated by reference pursuant to Fed. R. Civ. P. 52
7 and Fed. R. Bankr. P. 7052. THEREFORE, it is hereby:

8 ORDERED, ADJUDGED, and DECREED that the \$10,618.00 exemption asserted by
9 Debtor in "Checking: Bank of America; Amounts in 4 accounts listed in Declaration. Represents
10 earnings, donations, gifts all post-petition" pursuant to RCW 6.15.010(1)(d)(ii) is denied; it is
11 further

12 ORDERED, ADJUDGED, and DECREED that Debtor is allowed an exemption of \$3,000
13 for "Rental Security Deposit and Last Month's Rent: Carol Williams" pursuant to RCW
14 6.15.010(1)(d)(ii); it is further

15 ORDERED, ADJUDGED, and DECREED that the exemptions asserted by Debtor
16 pursuant to RCW 6.15.010(1)(d)(ii) of "All Household Goods, Furnishings, Appliances, of the
17 family" in the amount of \$285 is denied; it is further

18
19
20
21
22 [REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

23
24
25
26
ORDER (1) SUSTAINING OBJECTION TO
EXEMPTIONS IN BANK ACCOUNTS; AND (2)
CONTINUING REMAINING OBJECTIONS TO
EXEMPTIONS - 2

Case 18-14536-MLB Doc 471 Filed 06/24/22 Ent. 06/24/22 13:31:02 Pg. 2 of 3

SCHWEET LINDE & COULSON, PLLC
575 S. MICHIGAN ST.
SEATTLE, WA 98108
P (206) 275-1010 F (206) 381-0101

ORDERED, ADJUDGED and DECREED that the remaining issues under the objections related to the asserted exemption by the Debtor and/or Karen Williams¹ on account of a homestead and the exemptions asserted in accounts scheduled as “IRA: Pershing – Debtor” and “IRA: Pershing – Non-Debtor Spouse” shall be continued to be heard on the Court’s motion calendar set for July 27, 2022 at 10:00 am.

///END OF ORDER///

Presented By:

/s/*Michael M. Sperry*
Michael M. Sperry, WSBA#43760
Thomas S. Linde, WSBA#14426
Latife H. Neu, WSBA#33144
Attorneys for Virginia Burdette, Ch

Agreed to in form and content with notice of presentation waived by²:

ROBERT W. FERGUSON
Attorney General

/s/Susan Edison
Susan Edison, WSBA #18293
Attorney for the State of Washington

/s/Marc S. Stern
Marc S. Stern, WSBA #8194
Attorney for Karen Williams

VORTMAN & FEINSTEIN
/s/Larry B Feinstein
Larry Feinstein, WSBA #6074
Attorney for Timothy Fyman

GOODSTEIN LAW GROUP, PLLC
/s/Carolyn A. Lake
Carolyn A. Lake, WSBA #13980
Attorney for Timothy Fyman

¹ Karen Williams was formerly known as Karen Eyman.

² All electronic signatures for agreement are pursuant to email authorization on June 24, 2022.

ORDER (1) SUSTAINING OBJECTION TO
EXEMPTIONS IN BANK ACCOUNTS; AND (2)
CONTINUING REMAINING OBJECTIONS TO
EXEMPTIONS - 3

SCHWEET LINDE & COULSON, PLLC
575 S. MICHIGAN ST.
SEATTLE, WA 98108
P (206) 275-1010 F (206) 381-0101